IN THE HIGH COURT OF BOMBAY AT GOA

CRIMINAL MISCELLANEOUS APPLICATION NO. 121 OF 2005

Abdul Sheikh,
Central Jail Aguada,
Sinquerim-Goa. ... Applicant

versus

State of Goa through the
Inspector General of Prisons
and another. ... Respondents

Mr. V. Pangam, Advocate for the Applicant.

Mrs. W. Coutinho, Additional Public Prosecutor for the Respondents.

CORAM : V. M. KANADE, J.

DATE : 5TH AUGUST,2005.

P.C.:-

This is an application for modification and relaxation of the condition imposed by this Court by Order dated 9-6-2005 in Criminal Writ Petition No. 33 of 2004. By the said Order the Respondents were directed to release the Petitioner on parole for a period of 60 days. A condition however was imposed that the Petitioner should report to Maina-Curtorim Police Station twice

in a week.

The learned Counsel appearing on behalf of the Petitioner submits that this condition may be relaxed as the Petitioner would like to visit his native place in order to talk to his wife and family.

The learned Additional Public Prosecutor appearing on behalf of the Respondents submits that a further condition may be imposed and the amount of bond may be increased to Rs.50,000/-. It is further submitted that a further condition may be imposed that the Petitioner should report to the nearest Police Station from his residence in Cuddapah, Andhra Pradesh.

The Petitioner has given his permanent address which can be seen from the cause title of the Criminal Writ Petition No.33 of 2004. Considering the facts and circumstances of the case, in my view, the condition imposed by this Court will have to be relaxed. The Petitioner is directed to report to Maina-Curtorim Police Station once in four weeks. The Petitioner shall execute a bond of Rs.25,000/-. The Petitioner shall also report

to the nearest Police Station from his residence and report to the said Police Station once in a week. A copy of this Order may be forwarded by the Respondents to the nearest Police Station from his residence in Cuddapah, Andhra Pradesh.

With this direction, the Criminal Miscellaneous Application is disposed of. The Petitioner shall inform to which Police Station in Cuddapah, Andhra Pradesh he shall report before he is released.

V. M. KANADE, J.

RD.